

IN THE SUPREME COURT OF THE STATE OF DELAWARE

ANTONIO LOPEZ,	§
	§ No. 61, 2009
Defendant Below-	§
Appellant,	§
v.	§ Court Below—Superior Court
	§ of the State of Delaware
	§ in and for New Castle County
STATE OF DELAWARE,	§ Cr. ID No. 0607000462
	§
Plaintiff Below-	§
Appellee.	§

ORDER

This 25th day of February 2009, it appears to the Court that, on February 10, 2009, the Clerk issued a notice to show cause why this appeal should not be dismissed pursuant to Supreme Court Rule 29(b) for the appellant's failure to file his notice of appeal within 30 days after entry upon the docket of the Superior Court's January 7, 2009 order, as required by Supreme Court Rule 6. The appellant has failed to respond to the notice to show cause within the required 10-day period. Therefore, dismissal of this action is deemed to be unopposed.

NOW, THEREFORE, IT IS ORDERED, pursuant to Supreme Court Rule 29(b), that the within appeal is DISMISSED.

BY THE COURT:

/s/ Myron T. Steele
Chief Justice